

#17/8
MB
01/22/01**MORRISON & FOERSTER LLP**

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OFFICIAL

To: Examiner Brett Nelson
USPTO

Facsimile: 703-308-4426
Phone: 703-306-3219

From: Paul S. Naik

Date: January 3, 2001

We are transmitting a total of **18** pages (including this page).
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Comments:**REFAX PER YOUR REQUEST**

Re: U.S. Serial No.: 09/202,035

Attorney Docket No.: 415852000100

Filing Date: December 17, 1998

Inventor: Jeffrey John GORMAN

Title: VIRAL PEPTIDES WITH STRUCTURAL HOMOLOGY TO PROTEIN G OF
RESPIRATORY SYNCYTIAL VIRUS

Papers enclosed herewith:

1. Transmittal Form- 1 page
2. Patent Application Fee Determination Record - 1 page
3. Fee Transmittal For FY 2001, plus duplicate copy - 2 pages
4. Preliminary Amendment including attachment listing claims presently under examination - 12 pages
5. Certificate of Limited Recognition Under 37 C.F.R. §10.9(b) - 1 page

PTO/SB/21 (08-00)

Please type a plus sign (+) inside this box → ☒

Approved for use through 10/31/02. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**TRANSMITTAL
FORM**

(to be used for all correspondence after initial filing)

Total Number Of Pages In This Submission

17

Application Number 09/202,035

Filing Date December 17, 1998

First Named Inventor Jeffrey John Gorman

Group Art Unit 1848

Examiner Name B. Nelson

Attorney Docket No. 415852000100

ENCLOSURES (check all that apply)☒ Fee Transmittal Form, & duplicate copy☐ Fee Attached☒ Preliminary Amendment☐ After Final☐ Affidavits/declarations☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/
Incomplete Application☐ Response to Missing Parts
under 37 CFR 1.52 or 1.53☐ Assignment Papers
(for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a
Provisional Application☐ Power of Attorney, Revocation
Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) _____☐ After Allowance Communication to
Group☐ Appeal Communication to Board of
Appeals and Interferences☐ Appeal Communication to Group
(Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s) (please identify
below):

1. Patent Application Fee
Determination Record
2. Certificate of Limited Recognition
Under 37 C.F.R. §10.9b

Remarks

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT

Firm

or

Individual Name

Morrison & Foerster LLP 755 Page Mill Road, Palo Alto, California 94304

Paul S. Naik (Limited Recognition Under 37 C.F.R. §10.9(b), copy of certificate attached)

Signature

Date

January 2, 2001

CERTIFICATE OF FACSIMILE TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on January 2, 2001, to the attention of Examiner Brett Nelson via telefacsimile number 703-208-4426, phone number 703-306-3219.


 Patricia Ellison

Burden Hours Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

PTO/SB/06 (08/00)

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PATENT APPLICATION FEE DETERMINATION RECORD

Application or Docket Number

415852000100

CLAIMS AS AMENDED - In Response Filed November 21, 2000
(Column 1) (Column 2) (Column 3)

AMENDMENT A		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	50	Minus	39	=11
	Independent (37 CFR 1.16(b))	2	Minus	3	=0
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

SMALL ENTITY

OR

OTHER THAN
SMALL ENTITY

RATE	ADDI- TIONAL FEE
x\$9.00	\$99.00
x\$40.00	\$0.00
+\$135.00	\$0.00
TOTAL ADDIT. FEE	\$99.00

OR

OR

OR

OR

RATE	ADDI- TIONAL FEE
\$18.00	\$*
\$80.00	\$*
+\$270.00	\$*
TOTAL ADDIT. FEE	\$*

(Column 1)

(Column 2)

(Column 3)

AMENDMENT B		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))	250	Minus	50	=200
	Independent (37 CFR 1.16(b))	2	Minus	3	=0
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

RATE	ADDI- TIONAL FEE
x\$9.00	\$1,800.00
x\$40.00	\$0.00
+\$135.00	\$0.00
TOTAL ADDIT. FEE	\$1,800.00

OR

OR

OR

OR

RATE	ADDI- TIONAL FEE
\$18.00	\$*
\$80.00	\$*
+\$270.00	\$*
TOTAL ADDIT. FEE	\$*

(Column 1)

(Column 2)

(Column 3)

AMENDMENT C		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	PRESENT EXTRA
	Total (37 CFR 1.16(c))		Minus		=*
	Independent (37 CFR 1.16(b))		Minus		=*
	FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM (37 CFR 1.16(d))				

RATE	ADDI- TIONAL FEE
x\$9.00	\$*
x\$40.00	\$*
+\$135.00	\$*
TOTAL ADDIT. FEE	\$*

OR

OR

OR

OR

RATE	ADDI- TIONAL FEE
\$18.00	\$*
\$80.00	\$*
+\$270.00	\$*
TOTAL ADDIT. FEE	\$*

- * If the entry in column 1 is less than the entry in column 2, write "0" in column 3.
- ** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, enter "20"
- *** If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, enter "3"

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found in the appropriate box in column 1.

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PTO/SO/17 (09-00)
 Approved for use through 10/31/2002, OMB 051-0032
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FEE TRANSMITTAL FOR FY 2001

Patent fees are subject to annual revision.

Complete if Known

Application Number	09/202,015
Filing Date	December 17, 1998
First Named Inventor	Jeffrey John GORMAN
Examiner Name	B. Nelson
Group Art Unit	1646
Attorney Docket No.	415852000100

TOTAL AMOUNT OF PAYMENT

(\$1,800.00)

METHOD OF PAYMENT

1. ☒ The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit
Account
Number

03-1952

Deposit
Account
Name

Morrison & Foerster LLP

- ☒ Charge Any Additional Fee Required
Under 37 CFR 1.16 and 1.17
☒ Applicant claims small entity status.
See 37 CFR 1.27

2. ☐ Payment Enclosed:

☐ Check ☐ Credit Card ☐ Money Order ☐ Other

FEE CALCULATION

1. BASIC FILING FEE

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) (\$0)

2. EXTRA CLAIM FEES

Total Claims	250	- 50 =	200	x	Fee from below	=	Fee Paid
Independent Claims	2	- 3 =	0	x		=	\$0
Multiple Dependent				x		=	\$0

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
103	18	203	9	Claims in excess of 20	
102	60	202	40	Independent claims in excess of 3	
104	270	204	135	Multiple dependent claims, if not paid	
109	60	209	40	Reissue independent claims over original patent	
110	18	210	9	Reissue claims in excess of 20 and over original patent	

SUBTOTAL (2) (\$1,800.00)

* or number previously paid, if greater; For reissues, see above.

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Fee Code	Entity Fee (\$)	Small Fee Code	Entity Fee (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,350	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions of the Commissioner	
123	50	123	50	Petitions related to provisional applications	
126	240	126	240	Submission of Information Disclosure Sheet	
581	40	581	40	Recording each patent assignment per properties (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	


Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$0.00)

SUBMITTED BY

Complete (if applicable)

Name (Print/Type)	Paul S. Nalk	Registration No. (Attorney/Agent)	Limited Recognition Under 37 C.F.R. §101(b) (copy of certificate attached)	Telephone	(650) 813-5704
Signature				Date	January 2, 2001

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